

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON NATURAL RESOURCES**

**Call to Order:** Chairman Mike Milburn, on March 13, 2009 at 3:00 P.M., in Room 472 Capitol

#### **ROLL CALL**

##### **Members Present:**

Rep. Mike Milburn, Chairman (R)  
Rep. Gordon R. Hendrick, Vice Chairman (R)  
Rep. JP Pomnichowski, Vice Chairman (D)  
Rep. Tony Belcourt (D)  
Rep. Gerald Bennett (R)  
Rep. Anders Blewett (D)  
Rep. Jill Cohenour (D)  
Rep. Sue Dickenson (D)  
Rep. Betsy Hands (D)  
Rep. Brian Hoven (R)  
Rep. Tom McGillvray (R)  
Rep. Mike Menahan (D)  
Rep. Scott Mendenhall (R)  
Rep. Mike Miller (R)  
Rep. Michele Reinhart (D)  
Rep. Kendall Van Dyk (D)  
Rep. Chas Vincent (R)

**Members Excused:** Rep. Wendy Warburton (R)

**Members Absent:** None

**Staff Present:** Shirley Chovanak, Committee Secretary  
Joe Kolman, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: None

Executive Action: SB 107, SB 111, SB 113, SB 143,  
SJ 7

00:00:01 Chairman Milburn

**EXECUTIVE ACTION ON SB 107**

00:01:54 **Motion:** Rep. Pomnichowski moved that **SB 107 BE CONCURRED IN.**

**Discussion:**

00:02:16 Rep. Pomnichowski

00:03:14 Rep. Bennett

00:03:27 **Motion:** Rep. Miller moved that **SB 107 BE AMENDED. EXHIBIT(nah56a01)**

**Discussion:**

00:03:42 Joe Kolman, LFD

00:05:26 Rep. Pomnichowski

00:05:51 Chairman Milburn

00:06:00 **Vote:** Motion carried unanimously by voice vote. Reps. Cohenour, Belcourt, Reinhart, Warburton, Vincent, Hendrick, and McGillvray, voted by proxy.

**Discussion:**

00:07:05 Rep. Pomnichowski

00:07:24 Rep. Bennett

00:08:41 Rep. Hoven

00:09:20 Rep. Hands

00:09:46 Rep. Bennett

00:10:11 Rep. Mendenhall

00:10:26 Rep. Vincent

00:12:50 **Motion/Vote:** Rep. Pomnichowski moved that **SB 107 AS AMENDED BE CONCURRED IN.** Motion failed by roll call vote 8-10, with Chairman Milburn, Reps. Hendrick, Mendenhall, Miller, Hoven, Bennett, and Menahan voting aye. Reps. McGillvray, Warburton, Belcourt, Cohenour, and Reinhart voted by proxy.

00:14:21 **Motion/Vote:** Rep. Vincent moved that **HB 107 BE TABLED AND THE VOTE REVERSED.** Motion carried 16-2 by voice vote with Reps. Hoven and Miller voting no.

Reps. Warburton, McGillvray, Belcourt, Cohenour, and Reinhart voted by proxy.

**EXECUTIVE ACTION ON SB 111**

00:14:59 **Motion:** Rep. Pomnichowski moved that **SB 111 BE CONCURRED in.**

**Discussion:**

00:15:16 Rep. Dickenson  
00:15:56 Rep. Pomnichowski  
00:16:30 Rep. Vincent

00:17:25 **Vote:** Motion passed unanimously by voice vote. Reps. Warburton, McGillvray, Cohenour, and Belcourt voted by proxy.

**EXECUTIVE ACTION ON SB 113**

00:17:30 **Motion:** Rep. Pomnichowski moved that **SB 113 BE CONCURRED IN.**

**Discussion:**

00:18:22 Rep. Pomnichowski

00:18:59 **Motion:** Rep. Mendenhall moved that **SB 113 BE AMENDED. [EXHIBIT \(nah56a02\)](#)**

**Discussion:**

00:19:11 Mr. Kolman  
00:20:46 Rep. Pomnichowski  
00:21:00 Mr. Kolman  
00:21:19 Rep. Vincent

00:21:35 **Vote:** Motion passed unanimously by voice vote. Reps. McGillvray, Warburton, Cohenour, and Hands voted by proxy.

00:22:32 **Motion:** Rep. Hendrick moved that **SB 113 AS AMENDED BE CONCURRED IN.**

**Discussion:**

00:22:55 Rep. Dickenson

00:23:42 Rep. Vincent  
 00:26:29 Rep. Menahan  
 00:27:48 Rep. Vincent  
 00:28:49 Rep. Menahan  
 00:29:08 Rep. Vincent  
 00:29:52 Chairman Milburn  
 00:30:15 Rep. Vincent  
 00:30:25 Chairman Milburn  
 00:30:30 Rep. Miller  
 00:30:48 Rep. Vincent  
 00:31:42 Rep. Miller  
 00:32:09 Rep. Belcourt  
 00:32:53 Chairman Milburn  
 00:32:58 Mr. Kolman  
 00:33:33 Chairman Milburn  
 00:33:51 Mr. Kolman  
 00:34:13 Chairman Milburn

00:34:20 **Substitute Motion/Vote:** Rep. Pomnichowski made a substitute motion that **SB 113 BE CONCEPTUALLY AMENDED**. Motion passed unanimously by voice vote with Reps. McGillvray, Warburton, and Hands voting by proxy.

00:35:06 **Motion/Vote:** Rep. Mendenhall moved that **SB 113 AS CONCEPTUALLY AMENDED BE CONCURRED IN**. Motion passed 17-1 by voice vote with Rep. Pomnichowski voting no. Reps. Warburton, McGillvray, and Hands voted by proxy.

**EXECUTIVE ACTION ON SB 143**

00:35:58 **Motion:** Rep. Pomnichowski moved that **SB 143 BE CONCURRED IN**.

**Discussion:**

00:36:31 Rep. Mendenhall

00:36:55 **Vote:** Motion passed unanimously by voice vote. Reps. Warburton, McGillvray, and Hands voted by proxy.

**EXECUTIVE ACTION ON SJ 7**

00:37:21 **Motion:** Rep. Hendrick moved that **SJ 7 BE CONCURRED IN**.

**Discussion:**

00:37:29 Rep. Pomnichowski

00:37:52 Rep. Vincent

00:38:37 Chairman Milburn

00:39:10 Rep. Mendenhall

00:39:20 **Vote:** Motion failed by roll call vote 9-9, with Chairman Milburn and Reps. Hendrick, Mendenhall, Miller, Hoven, McGillvray, Bennett, and Vincent voting aye. Reps. Hands and Warburton voted by proxy.

00:41:25 **Motion/Vote:** Rep. Reinhart moved that **SJ 7 BE TABLED AND THE VOTE REVERSED**. Motion carried 12-6 by voice vote with Rep. Hoven, Miller, McGillvray, Vincent, and Hendrick voting no. Rep. Warburton voted by proxy.

**ADJOURNMENT**

00:43:47 Adjournment

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Shirley Chovanak, Secretary

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Additional Documents:

**EXHIBIT ([nah56aad.pdf](#))**